

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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**STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD**

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 : **FINAL DECISION AND ORDER**
LARA K. ZINSKY. :
RESPONDENT. : **LS0710081BAC**

Division of Enforcement Case File #: **06 BAC 011**

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Lara K. Zinsky
11401 271st Avenue
Trevor, WI 53179

Barbering and Cosmetology Examining Board
P.O. Box 8935
Madison, WI 53707-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Lara K. Zinsky, date of birth: 09/26/69, is duly licensed as a barbering and cosmetology practitioner, having license #082 0084955. This license was first granted on: 09/13/05.
2. Ms. Zinsky's most recent address with the Department of Regulation and Licensing ("Department") is: 11401 271st Avenue, Trevor, Wisconsin 53179.
3. As a practitioner, Ms. Zinsky was and is at all times relevant to this action responsible for compliance with

4. On or about January 25, 2006, the Department received a consumer complaint alleging that the Respondent was providing barbering and cosmetology services at 11401 271st Avenue, Trevor, Wisconsin, without having obtained a barbering and cosmetology establishment license. Accompanying the complaint was a business card advertising a salon by the name of “Laura’s Locks” at the Trevor, Wisconsin address.

5. On or about April 28, 2006, an inspection was conducted at the reported address by a Department investigator. Upon arriving at the address, the Department’s investigator noted signage on the property advertising “Laura’s Locks”. Upon entering the inside of the property, the investigator noted that a barbering and cosmetology establishment had indeed been set up inside. The investigator discovered a back bedroom that was fitted out with a sink on the joint wall, a bathroom, a small stand with computer, a counter with beauty products on it and a styling chair in front of the counter. After the inspection had been conducted, the investigator related to Ms. Zinsky that she could not operate an establishment without obtaining a barbering and cosmetology establishment license. The investigator also related to Ms. Zinsky that a barbering and cosmetology manager would need to be obtained in order to manage the salon.

6. On or about May 10, 2007, Ms. Zinsky notified the Department via letter that she had ceased operating Lara’s Locks.

7. On June 7, 2007, the location was revisited by a Department investigator. The signage for Lara’s Locks had been taken down from the property; however, Ms. Zinsky’s cell phone voicemail message stated that persons could make appointments for hair care services.

8. To date, neither a barbering and cosmetology establishment license nor a manager’s license has been obtained for Lara’s Locks.

9. In resolution of this matter, Lara A. Zinsky consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Barbering and Cosmetology Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 454.15.

2. The Barbering and Cosmetology Examining Board is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

3. Respondent Lara A. Zinsky has violated:

- a. Wis. Stat. § 454.08(1)(b) and Wis. Admin. Code §§ BC 2.04(1); 2.045(1) and 3.01(1) by providing barbering and cosmetology services outside of a licensed establishment;
- b. Wis. Stat. § 454.08(6) and Wis. Admin. Code § BC 3.02(1) by providing barbering and cosmetology services without first obtaining a barbering and cosmetology manager; and
- c. Wis. Admin. Code § BC 2.05(1) by advertising an unlicensed establishment to the public.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is hereby accepted.

IT IS FURTHER ORDERED, that Respondent, Lara K. Zinsky shall jointly and severally pay to the Department of Regulation and Licensing a forfeiture of **ONE THOUSAND DOLLARS (\$1,000.00)**.

IT IS FURTHER ORDERED, that Respondent, Lara K. Zinsky shall jointly and severally pay costs in this matter in the amount of **FIVE HUNDRED DOLLARS (\$500.00)**.

IT IS FURTHER ORDERED, that a down payment of **FIVE HUNDRED DOLLARS (\$500.00)** shall be submitted thirty (30) days from the date of this order and two more payments of **FIVE HUNDRED DOLLARS (\$500.00)** will be due (60) days from the previous payment until the full **ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.00)** is paid.

Payment shall be made by ***certified check or money order***, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935
Telephone 608-261-7904
Fax 608-266-2264

IT IS FURTHER ORDERED, that in the event that Lara K. Zinsky fails to timely submit payment of the forfeiture and costs as set forth above, Lara K. Zinsky's barbering and cosmetology practitioner's license, #082 0084955 **SHALL BE SUSPENDED**, without further hearing and without further Order of the Board, and said suspension shall continue until the full amount of said partial costs has been paid to the Department of Regulation and Licensing and their failure to pay the costs shall be considered a violation of this Order by the Board.

IT IS FURTHER ORDERED, that file, 06 BAC 011 be, and hereby is, closed as to Lara K. Zinsky.

Dated this 3rd day of December, 2007.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

BY: Jeannie M. Bush